

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: D. Giambalvo et al. Attorney Docket No.: MSFT125324  
Application No.: 10/537,720 Art Unit: *not yet assigned*  
Filed: June 7, 2005 Confirmation No.: 5131  
Title: APPLICATION PROGRAMMING INTERFACE FOR ADMINISTERING  
THE DISTRIBUTION OF SOFTWARE UPDATES IN AN UPDATE  
DISTRIBUTION SYSTEM

INFORMATION DISCLOSURE STATEMENT

Seattle, Washington 98101

August 10, 2006

TO THE COMMISSIONER FOR PATENTS:

Applicants are aware of the information listed in the attached form that may be material to the prosecution of the above-identified patent application.

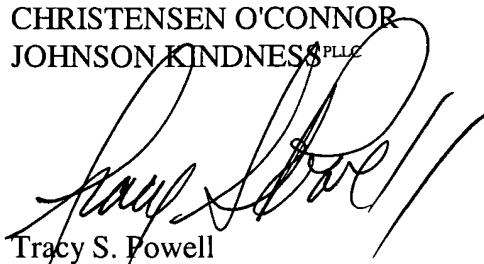
1.   X   Pursuant to 37 C.F.R. § 1.97(b), this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits.
2.   X   Pursuant to 37 C.F.R. § 1.704(d), this Information Disclosure Statement is accompanied by a statement that each item of information contained in this Information Disclosure Statement was first cited in a (any) communication from a foreign patent office in a counterpart application. Such communication was received by an individual designated in 37 C.F.R. § 1.56(c) on July 17, 2006, which is not more than thirty days prior to the filing of this Information Disclosure Statement.

LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup>  
1420 Fifth Avenue  
Suite 2800  
Seattle, Washington 98101  
206.682.8100

3.   X   The Commissioner is hereby authorized to charge any fees which may be required or credit any overpayment to Deposit Account No. 03-1740.

Respectfully submitted,

CHRISTENSEN O'CONNOR  
JOHNSON KINDNESS<sup>PLLC</sup>



Tracy S. Powell

Registration No. 53,479

Direct Dial No. 206.695.1786

I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first-class mail with postage thereon fully prepaid and addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the below date.

Date:

August 10, 2006

For: C. Lewis

TSP:lal

LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup>  
1420 Fifth Avenue  
Suite 2800  
Seattle, Washington 98101  
206.682.8100

INFORMATION CITED BY APPLICANTS THAT MAY BE MATERIAL TO THE  
PROSECUTION OF THE SUBJECT APPLICATION

Applicants: D. Giambalvo et al. Attorney Docket No.: MSFT125324  
Application No.: 10/537,720 Art Unit: *not yet assigned*  
Filed: June 7, 2005 Confirmation No.: 5131  
Title: APPLICATION PROGRAMMING INTERFACE FOR ADMINISTERING  
THE DISTRIBUTION OF SOFTWARE UPDATES IN AN UPDATE  
DISTRIBUTION SYSTEM

U.S. PATENT DOCUMENTS

*Examiner Initials	Cite No.	Document No.	Kind Code	Date (mm/dd/yyyy)	Name
_____	U1	6,282,712	B1	08/28/2001	Davis et al.
_____	U2	6,678,888	B1	06/13/2004	Sakanishi et al.
_____	U3	2003/0061323	A1	03/27/2003	East et al.

FOREIGN PATENT DOCUMENTS

None

OTHER INFORMATION

(Including Author, Title, Date, Pertinent Pages, Etc.)

None

**Examiner**

**Date Considered**

\_\_\_\_\_  
\_\_\_\_\_  
\*Examiner: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

TSP:lal

LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PC</sup>  
1420 Fifth Avenue  
Suite 2800  
Seattle, Washington 98101  
206.682.8100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: D. Giambalvo et al. Attorney Docket No.: MSFT125324  
Application No.: 10/537,720 Art Unit: *not yet assigned*  
Filed: June 7, 2005 Confirmation No.: 5131  
Title: APPLICATION PROGRAMMING INTERFACE FOR ADMINISTERING  
THE DISTRIBUTION OF SOFTWARE UPDATES IN AN UPDATE  
DISTRIBUTION SYSTEM

CERTIFICATION STATEMENT UNDER 37 C.F.R. § 1.704(d)

Seattle, Washington 98101

August 10, 2006

TO THE COMMISSIONER FOR PATENTS:

1. I, the person signing below, state that:

- a. \_\_\_\_\_ each item of information contained in the accompanying information disclosure statement was first cited in a (any) communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement, or
- b. \_\_\_\_\_ no item of information contained in the accompanying information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge as the person signing this certification after making reasonable inquiry, no item of information contained in the accompanying information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.
- c.   X   each item of information contained in the accompanying information disclosure statement was first cited in a (any) communication from a foreign patent office in a counterpart foreign application and this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this information disclosure statement.

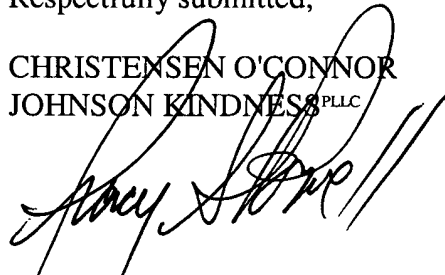
LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup>  
1420 Fifth Avenue  
Suite 2800  
Seattle, Washington 98101  
206.682.8100

2. I, the person signing below, am:

- a. \_\_\_\_\_ the inventor named in the application
- b.   X   the attorney or agent who prepared or prosecuted the application, signing on the basis of:
  - i. \_\_\_\_\_ the information supplied by the inventor.
  - ii. \_\_\_\_\_ the information supplied by another individual designated in 37 C.F.R. § 1.56(c).
  - iii.   X   the information in my file.

Respectfully submitted,

CHRISTENSEN O'CONNOR  
JOHNSON KINDNESS<sup>PLLC</sup>



Tracy S. Powell  
Registration No. 53,479  
Direct Dial No. 206.695.1786

I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first-class mail with postage thereon fully prepaid and addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the below date.

Date:

Aug. 10, 2003

Lori G. Lewis

TSP:lal

LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup>  
1420 Fifth Avenue  
Suite 2800  
Seattle, Washington 98101  
206.682.8100